

Should the relief sought by Plaintiff not be granted, Plaintiff will suffer immediate and irreparable harm based on Defendants' breach of contractual obligations. This injury will be harmful and irreparable because it will, *inter alia*, damage Plaintiff's attempts to commercialize its intellectual property in the marketplace.

For these reasons, the Court hereby ORDERS the following:

*SunTrust Banks, Inc. and SunTrust Bank*  
Defendants and their officers, agents, servants, employees, and attorneys, ~~and all persons~~  
~~acting in concert with them~~ <sup>temporarily</sup> shall be restrained from challenging the validity of TuitionFund's  
patents, including by filing a request for *inter partes* reexamination with the United States Patent  
& Trademark Office, <sup>upon the posting of a \$10,000 surety bond. all</sup> The clerk shall issue notice to Defendants that the hearing on Plaintiff's  
request for preliminary injunction is set for April 14, 2011 at 9:00a.m.

IT IS SO ORDERED at 5:15 p.m. on April 12, 2011.

*Clara G. Burger*  
U.S. District Judge